CLCON No. 159 of 2003

Hon'ble Irshad Hussain, J.

Heard Sri Pankaj Purohit learned counsel for the petitioner and Sri Sudhansu Dhulia learned counsel for the respondent nos.1 & 2.

The petition was preferred alleging that the respondents have committed the contempt of the court's order dated 19-4-2003 in view of the fact that they did not consider the regular promotion of the eligible candidate within a period of one month as directed by the court. It is not in dispute that the regular promotion have been made and the present petitioner has filed fresh writ petition challenging the promotion. Learned counsel for the petitioner submitted that since the promotion were not considered within a period of one month the case of contempt of court has been made out against the respondents. Without going into the further discussion, it does not appear to be a case of willful disobedience of the order of the court. Therefore the petition of contempt of court is not made out and the petition is dismissed. Notice discharged.

(Irshad Hussain, J.)

Dated: 21.11.2003

Rawat